

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of Delaware

HYPERCUBE, LLC and KMC DATA, LLC,

SUMMONS IN A CIVIL CASE

Plaintiffs,

V.

CASE NUMBER: 07-822

QWEST COMMUNICATIONS  
CORPORATION,

Defendant.

TO: (Name and address of Defendant)

Qwest Communications Corporation  
c/o The Corporation Trust Company, Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Richard L. Horwitz (#2246)  
David E. Moore (#3983)  
Potter Anderson & Corroon LLP  
Hercules Plaza, 6th Floor  
1313 N. Market Street  
Wilmington, DE 19899-0951

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

DEC 17 2007

CLERK

DATE

(By) DEPUTY CLERK

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**RETURN OF SERVICE**

|  |                      |
|--|----------------------|
| Service of the Summons and complaint was made by me <sup>(1)</sup> | DATE <u>12/18/07</u> |
| NAME OF SERVER (PRINT)<br><u>CRAIG STEVENSON</u>                   | TITLE                |

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: \_\_\_\_\_
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_

☒ Other (specify): PERSONALLY SERVED Qwest Communications Corporation,  
by SERVING THE REGISTERED AGENT, THE CORPORATION TRUST CO, AT  
1209 ORANGE ST WILM DE 19801 AT 9:25AM PERSON ACCEPTING:  
SCOTT LASCALE

**STATEMENT OF SERVICE FEES**

|        |          |       |
|--------|----------|-------|
| TRAVEL | SERVICES | TOTAL |
|--------|----------|-------|

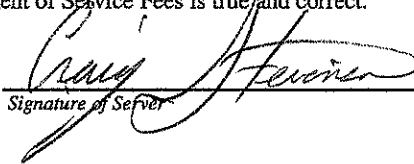
**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

12/18/07  
Date

Signature of Server


230 N MARKET ST, WILM DE 19801  
 Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.